

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office DEC 08 2003

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUN 04 1980 under 40186

The applicant **Board of Nye County Commissioners** hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association give names of members.)

1. The source of the proposed appropriation is **Underground Amargosa Valley Nye County, Nevada.**

2. The amount of water applied for is **0.20 CFS** second-feet

(a) If stored in reservoir give number of acre-feet

3. The water to be used for **Quasi-Municipal Purposes**

4. If use is for:

- (a) Irrigation, state number of acres to be irrigated
- (b) Stockwater, state number and kinds of animals to be watered
- (c) Other use (describe fully under No. 12. "Remarks")
- (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream

5. The water is to be diverted from its source at the following point **within the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, T.16S., R.49E., M.D.B.&M. or at a point from whence the N $\frac{1}{4}$ corner of said Section 9, bears N. 11°16'31" W- 50 44. 34 feet distant.**

6. Place of Use **SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, T.16S., R.49E., M.D.B.&M.**

7. Use will begin about **January 1st** and end about **December 31st** of each year.

8. Description of proposed works **Works are complete as per permit No. 40186 (canceled)**

9. Estimated cost of works **30,000**

10. Estimated time required to construct works **Work is completed and water meter is being added.**

11. Estimated time required to complete the application of water to beneficial use **2 years from date of approval to allow for water measurement.**

12. Remarks: **Public Facilities including county Library, Sheriffs Office Substation, County Fire Department, Community Center, Ambulance Bay Building, County Road Department**

and approximately 7.5 acres cemetery land – water is also utilized from this source for dust control and Road Maintenance purposes.

By s/Wallace T. Boundy (Agent)
P.O. Box 242
Tonopah, NV 89049

Compared cmf/ sam ag/ sam

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The issuance of this quasi-municipal permit is for service to the Nye County complex as described on the application. Any future attempts to change the place of use of this permit will be denied.
(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.20 cubic feet per second, but not to exceed 15.0 acre-feet.

Work must be prosecuted with reasonable diligence and be completed on or before:

August 11, 2005

Proof of completion of work shall be filed on or before:

September 11, 2005

Water must be placed to beneficial use on or before:

August 11, 2007

Proof of the application of water to beneficial use shall be filed on or before:

September 11, 2007

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 11th day of August, A.D. 2004


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____